

PART 1—RULES OF PRACTICE IN PATENT CASES

EDITORIAL NOTE: Part 1 is placed in a separate grouping of parts pertaining to patents. It appears on page 5 of this volume.

TRADEMARKS

PART 2—RULES OF PRACTICE IN TRADEMARK CASES

Sec.

- 2.1 Sections of part 1 applicable.
- 2.2 Definitions.
- 2.6 Trademark fees.
- 2.7 Fastener recordal fees.

REPRESENTATION BY ATTORNEYS OR OTHER AUTHORIZED PERSONS

- 2.11 Applicants may be represented by an attorney.
- 2.12—2.16 [Reserved]
- 2.17 Recognition for representation.
- 2.18 Correspondence, with whom held.
- 2.19 Revocation of power of attorney or of other authorization to represent; withdrawal.

DECLARATIONS

- 2.20 Declarations in lieu of oaths.

APPLICATION FOR REGISTRATION

- 2.21 Requirements for receiving a filing date.
- 2.23 Serial number.
- 2.24 Designation of representative by foreign applicant.
- 2.25 Papers not returnable.
- 2.26 Use of old drawing in new application.
- 2.27 Pending trademark application index; access to applications.

THE WRITTEN APPLICATION

- 2.31 Application must be in English.
- 2.32 Application to be signed and sworn to or include a declaration by applicant.
- 2.33 Requirements for written application.
- 2.35 Description of mark.
- 2.36 Identification of prior registrations.
- 2.37 Authorization for representation; U.S. representative.
- 2.38 Use by predecessor or by related companies.
- 2.39 Priority claim based on foreign application.
- 2.41 Proof of distinctiveness under section 2(f).
- 2.42 Concurrent use.
- 2.43 Service mark.
- 2.44 Collective mark.
- 2.45 Certification mark.
- 2.46 Principal Register.

- 2.47 Supplemental Register.

DRAWING

- 2.51 Drawing required.
- 2.52 Requirements for drawings.

SPECIMENS

- 2.56 Specimens.
- 2.57 Facsimiles.
- 2.58 Specimens or facsimiles in the case of a service mark.
- 2.59 Filing substitute specimens.

EXAMINATION OF APPLICATION AND ACTION BY APPLICANTS

- 2.61 Action by examiner.
- 2.62 Period for response.
- 2.63 Reexamination.
- 2.64 Final action.
- 2.65 Abandonment.
- 2.66 Revival of abandoned applications.
- 2.67 Suspension of action by the Patent and Trademark Office.
- 2.68 Express abandonment (withdrawal) of application.
- 2.69 Compliance with other laws.

AMENDMENT OF APPLICATION

- 2.71 Amendments to correct informalities.
- 2.72 Amendments to description or drawing of the mark.
- 2.73 Amendment to recite concurrent use.
- 2.74 Form of amendment.
- 2.75 Amendment to change application to different register.
- 2.76 Amendment to allege use.
- 2.77 Amendments between notice of allowance and statement of use.

PUBLICATION AND POST PUBLICATION

- 2.80 Publication for opposition.
- 2.81 Post publication.
- 2.82 Marks on Supplemental Register published only upon registration.
- 2.83 Conflicting marks.
- 2.84 Jurisdiction over published applications.

CLASSIFICATION

- 2.85 Classification schedules.
- 2.86 Application may include multiple goods or services comprised in single class or multiple classes.
- 2.87 Dividing an application.

POST NOTICE OF ALLOWANCE

- 2.88 Filing statement of use after notice of allowance.
- 2.89 Extensions of time for filing a statement of use.

INTERFERENCES AND CONCURRENT USE PROCEEDINGS

- 2.91 Declaration of interference.
- 2.92 Preliminary to interference.